HON'BLE SHRI JUSTICE NOOTY RAMAMOHANA RAO

Writ Petition No. 6555 of 1998

Between

The Division Railway Manager, South Central Railway, Secunderabad ..Petitioner

AND

Khathal Hussain and another ..Respondents

:: JUDGMENT ::

30.3.2007

HON'BLE SHRI JUSTICE NOOTY RAMAMOHANA RAO

Writ Petition No. 6555 of 1998

Heard Smt.Pushpender Kaur, learned Standing Counsel for the Railways and Sri B.Narasimha Goud, learned counsel for the respondent-workman.

The present writ petition has been instituted by the Divisional Railway Manager, South Central Railway, Secunderabad questioning the orders passed by the Industrial Tribunal in E.P.No.1 of 1996 which in turn was instituted for getting the Award passed in I.D.No.32 of 1993 executed.

Smt.Pushpender Kaur, learned Standing Counsel for the Railways has represented that the Award passed in I.D.No.32 of 1993 was called in question by instituting W.P.No.21189 of 1996 in this Court and by judgment dated 6.3.2002, the said writ petition has been dismissed. Thus, the Award passed by the Industrial Tribunal in I.D.No.32 of 1993 had attained finality. In these set of circumstances, the Award passed by the Tribunal had got to be given effect to and implemented. The present writ petition which is directed against the orders passed in E.P.No.1 of 1996 therefore, has to fail. However, the learned Standing Counsel prays for eight weeks' time to comply with the rest of the orders passed E.P.No.1 of 1996 which still remained unimplemented. The time prayed for has been accorded and the petitioner has been granted time till the end of May, 2007.

With this, the writ petition stands dismissed. No costs.

NOOTY RAMA MOHANA RAO.J.

30.3.2007
psr